

**SUPREME COURT MINUTES
WEDNESDAY, MARCH 27, 2013
SAN FRANCISCO, CALIFORNIA**

S054569

Rehearing denied

**PEOPLE v. WHALEN
(DANIEL LEE)****S208232**

F065324 Fifth Appellate District

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Reilly v. Superior Court*, S202280 (see Cal. Rules of Court, rule 8.512(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

**HERRERA (RUBEN
ROBERTO) v. S.C. (PEOPLE)****S209295**

D063499 Fourth Appellate District, Div. 1

Petition for review granted; briefing deferred

The petition for review is granted.

Further action in this matter is deferred pending consideration and disposition of a related issue in *Loeffler v. Target Corporation*, S173972 (see California Rules of Court, rule 8.512(d)(2)) or pending further order of the Court. Submission of additional briefing, pursuant to California Rules of Court, rule 8.520, is deferred pending further order of the court.

The request for stay is granted. All proceedings in San Diego County Superior Court, case no. 37-2010-00096876-CU-BT-CTL, entitled *Herr, et al. v. Apple, Inc.*, are hereby stayed.

Chin, J., was recused and did not participate.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Corrigan, and Liu, JJ.

**APPLE, INC. v. S.C.
(CARMEN)**

S197302**ARELLANO, JR., (DANIEL)
ON H.C.**

Order to show cause issued; returnable in Court of Appeal, Second Appellate District, Division Five

The Secretary of the Department of Corrections and Rehabilitation is ordered to show cause before the Second District Court of Appeal, Division Five, when the matter is placed on calendar, why petitioner is not entitled to the relief requested. (See *People v. Howard* (2005) 34 Cal.4th 1129; *People v. Guiton* (1993) 4 Cal.4th 1116, 1129.) The return is to be filed on or before April 26, 2013.

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, Corrigan, and Liu, JJ.

S173793**CATLIN (STEVEN DAVID)
ON H.C.**

Petition for writ of habeas corpus denied (AA)

The petition for writ of habeas corpus, filed on June 15, 2009, is denied.

Claim 67 is denied as premature, without prejudice to its renewal after an execution date is set.

Claims 16, 20, subclaim R of Claim 26, 32, subclaim F of Claim 35, 39, 40, 42, 47, 48, 50, 53, 57, 58 (to the extent it challenges the constitutionality of the death penalty law), 59, 62, 66, 68, and 69 are denied on the merits.

Claims 1-38, 41-46, 49, 51, 52, 54-56, 58 (except to the extent it challenges the constitutionality of the death penalty law), 60 and 61 are barred as untimely. (*In re Robbins* (1998) 18 Cal.4th 770, 780-781.)

Claims 1, 2, 4-7, 15-20, subclaims F, P and Q of Claim 26, 28-30, 33, subclaims D and E of Claim 35, 41-46, 49, 51, 52, 54, 58 (except to the extent it challenges the constitutionality of the death penalty law), 60 and 61 are barred as successive, in that they could have been, but were not, raised in petitioner's prior petition for writ of habeas corpus, No. S090636. (*In re Clark* (1993) 5 Cal.4th 750, 767-768.) Claims 3, 8, 10, 11, 14, 21-25, subclaims B, J, and K of Claim 26, and 38 are likewise barred as successive to the extent aspects of the claims were not raised in the prior petition. (*Ibid.*)

Claims 9, 12, 13, subclaims A, C, D, E, G, H, I, L, M, N, and O of Claim 26, 27, 31, 34, subclaims A, B and C of Claim 35, 36, and 37 are barred as repetitive, in that they were raised in petitioner's prior petition for writ of habeas corpus. (*In re Miller* (1941) 17 Cal.2d 734, 735.)

Claims 3, 8, 10, 11, 14, 21-24, subclaims B, J, and K of Claim 26, and 38 are likewise barred as repetitive to the extent aspects of the claims were raised in the prior petition. (*Ibid.*)

Claims 8, 24, 36, 37, 45, 60 and 61 are barred on the ground that they could have been, but were not, raised on appeal. (*In re Dixon* (1953) 41 Cal.2d 756, 759.) Except to the extent they allege ineffective assistance of counsel, and except to the extent they challenge the constitutionality of the death penalty law, claims 3, 5-7, 17-19, 21, 22, 25, 43, 46, 49, and 58 are likewise barred to the extent aspects of the claims could have been, but were not, raised on appeal. (*Ibid.*)

Claims 1, 2, 4, 15, 28-30, 41, 42, and 44 are barred on the ground that they were raised and rejected on appeal. (*In re Waltreus* (1965) 62 Cal.2d 218, 225.) Except to the extent they allege ineffective assistance of counsel, and except to the extent they challenge the constitutionality of

the death penalty law, claims 3, 5-7, 17-19, 21, 22, 25, 43, 46, 49, and 58 are likewise barred to the extent aspects of the claims were raised and rejected on appeal. (*Ibid.*)

Claim 30 is not cognizable on habeas corpus. (*In re Lindley* (1947) 29 Cal.2d 709, 723.)

S207719 G045222 Fourth Appellate District, Div. 3

Petitions for review denied

**PEOPLE v. OCEGUERA
(JOSEPH ANTHONY)**

S208017 B231285 Second Appellate District, Div. 7

Petition for review & publication request(s) denied

**STREIT (CRAIG) v.
FARMERS GROUP, INC.**

S208030 D057485 Fourth Appellate District, Div. 1

Petitions for review denied

**PEOPLE v. THOMAS
(EDWARD EUGENE)**

S208053 A132094 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. DUDNEY
(THOMAS)**

S208064 D060531 Fourth Appellate District, Div. 1

Petition for review & publication request(s) denied

HH LLC v. WESTLB AG

S208078 E053674 Fourth Appellate District, Div. 2

Petition for review denied

Baxter, Werdegarr, and Corrigan, JJ., are of the opinion the petition should be granted.

**PEOPLE v. WAINSCOTT, JR.,
(ROBERT EUGENE)**

S208112 G045622 Fourth Appellate District, Div. 3

Petition for review & depublication request(s) denied

**BANNING RANCH
CONSERVANCY v. CITY OF
NEWPORT BEACH
(NEWPORT BANNING
RANCH LLC)**

S208118 A129535/A131660 First Appellate District, Div. 2 **VERONESE (JULIE GILMAN)
v. LUCASFILM LTD.**

Petition for review denied
Baxter, J., was recused and did not participate.

S208123 D059922 Fourth Appellate District, Div. 1 **PEOPLE v. LIDRAZZAH
(BRYAN)**

Petition for review denied

S208129 C070990 Third Appellate District **PEOPLE v. SANCHEZ
(ALEXANDER BO)**

The petition for review is denied without prejudice to any relief to which defendant might be entitled after this court decides *People v. McCullough*, S192513.

S208135 A133952 First Appellate District, Div. 2 **WILSON (PHILIP
TIMOTHY), ESTATE OF**

Petition for review denied
Chin, J., is of the opinion the petition should be granted.

S208136 F066379 Fifth Appellate District **RAI (AMITTAI) ON H.C.**
Petition for review denied

S208138 A130624 First Appellate District, Div. 3 **PEOPLE v. TIBE (TIMOTHY
JOSEPH)**

Petition for review denied

S208145 B234081 Second Appellate District, Div. 5 **PEOPLE v. VALENZO
(JAHZIEL)**

Petition for review denied

S208146 A137478 First Appellate District, Div. 4 **BEAUDREAUX (NICHOLAS)
ON H.C.**

Petition for review denied

S208155 B245056 Second Appellate District, Div. 6

Petition for review denied

**ZINKE (JEANETTE) v.
WORKERS'
COMPENSATION APPEALS
BOARD & MENTOR
CORPORATION**

S208170 A131882 First Appellate District, Div. 5

Petition for review denied

**LUI (KENNETH) v. CITY &
COUNTY OF SAN
FRANCISCO**

S208175 G045085 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. BORBON (JON
ANDRE)**

S208179 B233589 Second Appellate District, Div. 7

Petition for review denied

**PEOPLE v. MILSTEIN
(LEONARD REUBIN)**

S208183 B236209 Second Appellate District, Div. 8

Petition for review denied

PEOPLE v. MAYE (JOHN)

S208184 D059073 Fourth Appellate District, Div. 1

Petition for review denied

Chin, J., is of the opinion the petition should be granted.

**PEOPLE v. RABB (WARREN
ANTHONY)**

S208189 C067275/C067276 Third Appellate District

Petitions for review denied

**PEOPLE v. ZAMORA
(EDUARDO)**

S208204 H037815 Sixth Appellate District

Petition for review denied

**PEOPLE v. GREENWOOD
(CHARLES EDWARD)**

S208211 B232020 Second Appellate District, Div. 1
Petition for review denied

PEOPLE v. VIDAL (GERALD)

S208213 B229386 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. GARCIA (ROGER JESUS)

S208225 D059130 Fourth Appellate District, Div. 1
Petition for review denied

PEOPLE v. MALIL (SHELLEY MATHEW)

S208242 B234532 Second Appellate District, Div. 5
Petition for review denied

PEOPLE v. SON (CHANG YEOP)

S208254 B222971 Second Appellate District, Div. 6
Petition for review denied

PEOPLE v. HOLMES (ROOSEVELT)

S208266 B236845 Second Appellate District, Div. 4
Petition for review denied

JACKSON (MOCIENNE PETIT) v. BRANCA (JOHN)

S208274 A131453 First Appellate District, Div. 2

Petition for review & depublication request(s) denied

DAMMANN (GRACE) v. GOLDEN GATE BRIDGE HIGHWAY & TRANSPORTATION DISTRICT

S208276 B231829 Second Appellate District, Div. 3
Petition for review denied

PEOPLE v. DINKINS (NEELY LEJON)

S208277

Petition for writ of mandate/prohibition denied

S208297

C069101 Third Appellate District

Petition for review denied

S208300 A131207/A133697 First Appellate District, Div. 5

Petition for review denied

S208352

D060530 Fourth Appellate District, Div. 1

Petition for review denied

S208353

B232201 Second Appellate District, Div. 3

Petition for review denied

S208359

A131531 First Appellate District, Div. 2

Petition for review denied

S208367

D063108 Fourth Appellate District, Div. 1

Petition for review denied

S208368

B238532 Second Appellate District, Div. 2

Petition for review denied

**CALLENDER (VINCENT A.)
v. S.C. (LOS ANGELES
COUNTY DEPARTMENT OF
CHILDREN & FAMILY
SERVICES)****PEOPLE v. HENDERSON
(BILLY)****SAGONOWSKY (CHRISTINA
M.) v. KEKOA, JR., (CURTIS)****PEOPLE v. ESTRADA
(ALBERT)****IN RE N.L.****PEOPLE v. KELLY (JOSEPH)****C. (RAYMOND) v. S.C.
(IMPERIAL COUNTY
DEPARTMENT OF SOCIAL
SERVICES)****PEOPLE v. RANDLE
(KAMORRIE)**

S208412 A137651 First Appellate District, Div. 3

Petition for review denied

BONNER, JR., (ERNEST LINCOLN) v. S.C. (EQUITY FUNDING GROUP LP)

S208455 H039047 Sixth Appellate District

Petition for review denied

HIRAMANNEK (ADIL) v. S.C. (DRESSER)

S208474 B239048 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. MONARQUE (FRANKIE)

S208538 B240439 Second Appellate District, Div. 3

Petition for review denied

CLUTCHETTE (KOJO DAMANI) ON H.C.

S208554 G046528 Fourth Appellate District, Div. 3

Petition for review denied

GOODMAN (GARY) v. NEUTRA (DION)

S208577 G046687 Fourth Appellate District, Div. 3

Petition for review denied

U. (E.) & E. (J.), MARRIAGE OF

S208582 A137683 First Appellate District, Div. 3

Petition for review denied

THRESHOLD ENTERPRISES LTD v. S.C. (PEOPLE)

S208598 B240339 Second Appellate District, Div. 7

Petition for review denied

PEOPLE v. REESE (JEMAL SUYIN)

S208602 B237818 Second Appellate District, Div. 3

Petition for review denied

**FORTMAN (BARBARA) v.
FORVALTNINSBOLAGET
INSULAN AB**

S208648 G046460 Fourth Appellate District, Div. 3

Petition for review denied

**ALLEN (RICHARD) v.
STODDARD (EDITH
MARLYNNE)**

S208654 H038243 Sixth Appellate District

Petition for review denied

**BROOKS (D'ANDREA) ON
H.C.**

S208668 F062332 Fifth Appellate District

Petition for review denied

**PEOPLE v. BOONE (JAMES
LESHAWN)**

S208669 H037665 Sixth Appellate District

Petition for review denied

**PEOPLE v. HUGHES
(GREGORY)**

S208670 H037364 Sixth Appellate District

Petition for review denied

**PEOPLE v. CASTRO
(RICARDO GARCIA)**

S208671 B237536 Second Appellate District, Div. 5

Petition for review denied

PEOPLE v. DAVIS (TEDROY)

S208678 D061553 Fourth Appellate District, Div. 1

Petitions for review & depublication request(s) denied

IN RE MARQUIS H.

S208680 B234012 Second Appellate District, Div. 2

Petition for review denied

**PEOPLE v. VANDERVALL
(KARL)**

S208683 A137768 First Appellate District, Div. 3
Petition for review denied
Corrigan, J., was recused and did not participate.

DeWEAVER (EDDIE) ON H.C.

S208685 D062127 Fourth Appellate District, Div. 1
Petition for review denied

IN RE DULCE N.

S208687 A135731 First Appellate District, Div. 5

Petition for review denied

**KARNAZES (ELIZABETH) v.
EMERICK (MERRILL G.)/
(CARTER)**

S208691 B234317 Second Appellate District, Div. 2

Petition for review & publication request(s) denied

**SAN JOSE (EDITH) v. LOS
ANGELES COUNTY
METROPOLITAN
TRANSPORTATION
AUTHORITY**

S208692 B245963 Second Appellate District, Div. 7
Petition for review denied

SATINOVER (DAVID) v. S.C.

S208697 F062928 Fifth Appellate District

Petition for review denied

**PEOPLE v. SAVAGE
(ROBERT ALLEN)**

S208700 F063254 Fifth Appellate District

Petition for review denied

**PEOPLE v. VELASQUEZ
(RICARDO)**

S208705 D060967 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. BROWN
(WENDELL MAURICE)**

S208708 B233786 Second Appellate District, Div. 1

Petition for review denied

PEOPLE v. AYALA (HENRY ANTHONY)

S208711 H037702 Sixth Appellate District

Petition for review denied

CHENG (WILLIAM) v. BRENING (DENNIS C.)

S208712 E053035 Fourth Appellate District, Div. 2

Petition for review denied

PEOPLE v. SOLIA (IOANE)

S208715 B233539 Second Appellate District, Div. 6

Petition for review denied

OSINOFF (LESLIE) v. HUTER (KAREN)

S208717 A137767 First Appellate District, Div. 1

Petition for review denied

NAWABI (IDRIS) ON H.C.

S208720 B246484 Second Appellate District, Div. 1

Petition for review denied

VASQUEZ (HUMBERTO) v. S.C. (SHERAM ENTERPRISES, INC.)

S208725 H038110 Sixth Appellate District

Petition for review denied

IN RE L.V.

S208728 B232568 Second Appellate District, Div. 3

Petition for review denied

PEOPLE v. HARRIS (HENRY)

S208729 B239260 Second Appellate District, Div. 6

Petition for review denied

PEOPLE v. GUTIERREZ (RUBEN)

S208734 A133113 First Appellate District, Div. 5

Petition for review denied

**PEOPLE v. FERGUSON
(FREDRIC)**

S208736 B233517 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. GUYUNDZHYAN
(GEVORK S.)**

S208737 C071267 Third Appellate District

Petition for review denied

**U.S. BANK NATIONAL
ASSOCIATION v. MARGIS
(ANGELA)**

S208742 A133986 First Appellate District, Div. 2

Petition for review denied

**PEOPLE v. BOURNE
(CHANNING SHALAKO)**

S208746

The petition for writ of certiorari and appeal for a new trial are denied.

**ESTRIN (LEO) v. S.C.
(PEOPLE)**

S208748

Petition for writ of mandate/prohibition denied

**PRATT (KENNETH) v. S.C.
(CITY OF OAKLAND)**

S208754 B239819 Second Appellate District, Div. 8

Petition for review denied

**PEOPLE v. BROWN
(IBRAHIM BIMABDULHAKI)**

S208759 B242203 Second Appellate District, Div. 8

Petition for review denied

IN RE C.H.

S208762 F063599 Fifth Appellate District

Petition for review denied

**PEOPLE v. SHOALS, JR.,
(BOBBY DIAL)**

S208763 G046445 Fourth Appellate District, Div. 3

Petition for review denied

**NGUYEN (DIEM T.) v.
SUMMERGREEN
HOMEOWNERS
ASSOCIATION**

S208767 D060143 Fourth Appellate District, Div. 1

Petition for review denied

**PEOPLE v. CORDOVA
(ROBERT)**

S208774 B246148 Second Appellate District, Div. 2

Petition for review denied

**TORLUCCI (ARTHUR) ON
H.C.**

S208779 B237061 Second Appellate District, Div. 3

Petition for review denied

**PEOPLE v. CLARK (LUCKY
PETTIS)**

S208780 B242535 Second Appellate District, Div. 5

Petition for review denied

**TOM JONES ENTERPRISES
LTD v. COUNTY OF LOS
ANGELES**

S208782 G045300 Fourth Appellate District, Div. 3

Petition for review denied

**PEOPLE v. GARCIA (JOSEPH
RAYMOND)**

S208783 A135901 First Appellate District, Div. 4

Petition for review denied

**HIBBARD (HOWARD L. &
LYDIA H.), MARRIAGE OF**

S208811 H037666 Sixth Appellate District

Petition for review denied

**PEOPLE v. CORBRAY
(ADRIAN DEVON)**

S209078**CLARK (RAYMOND) v. S.C.
(PEOPLE)**

Petition for writ of mandate/prohibition & application for stay denied

S209206

C073062 Third Appellate District

**BRADFORD (JESSICA
NICOLE) v. S.C. (PEOPLE)**

Petition for review & application for stay denied

S209323

A137995 First Appellate District, Div. 2

**GUEVARRA (SALVADOR) v.
S.C. (CAPITAL ONE BANK)**

Petition for review & application for stay denied

S209354 B235291/B236390 Second Appellate District, Div. 4 **GREASE MONKEY RACING,
INC. v. FORTUNE MARKET
MEDIA, INC.**

Petition for review & application for stay denied

S209358

C073121 Third Appellate District

**JARA (ERIC) v. S.C.
(PRIVATE TRUST
COMPANY, N.A.)**

Petition for review & application for stay denied

S205584**De Los SANTOS (BENJAMIN
R.) ON H.C.**

Petition for writ of habeas corpus denied

S205729**WILLIAMS (BRIAN) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756, 759.)

S205758**HAWLEY (TIMOTHY
WILLIAM) ON H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

S207309**PEREZ (GUSTAVO LARA)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S207328**WILLIAMS (CHARLES
ANTHONY) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 797-798; *In re Waltreus* (1965) 62 Cal.2d 218, 225.)

S207827**PERKINS (MICHAEL) ON
H.C.**

Petition for writ of habeas corpus denied

S207909**POTTS (DENNIS MICKJALE)
ON H.C.**

Petition for writ of habeas corpus denied

S208010**JOUDEH (JOUDEH) ON H.C.**

Petition for writ of habeas corpus denied

S208041**HAMILTON (MICHAEL A.)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208147**BUTLER (RONALD B.) ON
H.C.**

Petition for writ of habeas corpus denied

S208169**JONES (EDWIN) ON H.C.**

Petition for writ of habeas corpus denied

S208222**MITCHELL (DEMETRIUS L.)
ON H.C.**

Petition for writ of habeas corpus denied

S208231**BACA (LOUIS TREJO) ON
H.C.**

Petition for writ of habeas corpus denied

S208238**COLE (RODRICK DEUN) ON
H.C.**

Petition for writ of habeas corpus denied

S208243**GONZALES (RENEE) ON
H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780.)**S208247****DALKE (JOSHUA) ON H.C.**

Petition for writ of habeas corpus denied

S208252**DIAZ (GERARDO) ON H.C.**The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Miller* (1941) 17 Cal.2d 734, 735.)**S208369****SANTIAGO (MIGUEL
ANGEL) ON H.C.**The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Waltreus* (1965) 62 Cal.2d 218, 225; *In re Dixon* (1953) 41 Cal.2d 756, 759.)**S208376****PARKER (SHAWN) ON H.C.**

Petition for writ of habeas corpus denied

S208377**HERNANDEZ (RAUL) ON
H.C.**

Petition for writ of habeas corpus denied

S208433**FUNCHES (TYRONE) ON
H.C.**

Petition for writ of habeas corpus denied

S208438**CASSIDY III (ERNEST PAUL)
ON H.C.**

Petition for writ of habeas corpus denied

S208457**ESPINOZA (ADAM) ON H.C.**

Petition for writ of habeas corpus denied

S208459**CRAIG (DeJOHN LEE) ON
H.C.**

Petition for writ of habeas corpus denied

S208461**TURNER (ANTHONY
RECARDO GONZALES) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208465**MILES (NORMAN KELLY)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Clark* (1993) 5 Cal.4th 750, 767-769; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S208469**CALLIER (CALVIN EARL)
ON H.C.**

Petition for writ of habeas corpus denied

S208471**ABRON (KURT) ON H.C.**

Petition for writ of habeas corpus denied

S208482**LYONS (WILLY CARL) ON
H.C.**

Petition for writ of habeas corpus denied

S208486**WOODS (ANDRE LAMONT)
ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750, 767-769.)

S208488**SMITH (JARMAAL) ON H.C.**

The petition for writ of habeas corpus is denied. (See *In re Dexter* (1979) 25 Cal.3d 921, 925.)

S208494**VARGAS (ANTHONY A.) ON
H.C.**

Petition for writ of habeas corpus denied

S208741**SILAS (CHARLES) ON H.C.**

Petition for writ of habeas corpus denied

S208802**HARRELL (HULEN T.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *In re Miller* (1941) 17 Cal.2d 734, 735.)

S208834**CRAMER (ROBERT L.) ON
H.C.**

Petition for writ of habeas corpus denied

S208893**WEIR (ZACHARY L.) ON
H.C.**

The petition for writ of habeas corpus is denied. (See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Swain* (1949) 34 Cal.2d 300, 304.)

S209014**HUNTER (BENNY) ON H.C.**

Petition for writ of habeas corpus denied

S206180**SANDERS (ANTHONY) ON
H.C.**

Order: (dispositive)

The petition for writ of habeas corpus in the above-entitled matter is ordered refiled as a petition for writ of mandate *sub nom.* “Sanders v. Superior Court of Los Angeles County.” The matter is transferred to the Court of Appeal for the Second District, Division Three, with directions to issue an alternative writ directing the respondent superior court to hold a new hearing on petitioner’s request for advisory counsel or co-counsel and to afford him a considered exercise of judicial discretion in light of the relevant factors and particular circumstances of his case, or to show cause why such a hearing should not be held. (*People v. Moore* (2011) 51 Cal.4th 1104, 1120; *People v. Crandell* (1988) 46 Cal.3d 833, 861-863; *People v. Bigelow* (1984) 37 Cal.3d 731, 742-744.)

Votes: Cantil-Sakauye, C. J., Kennard, Baxter, Werdegarr, Chin, and Corrigan, JJ.

S207571**HARMUTH ON DISCIPLINE**

Order: (dispositive)

The court orders that the license of LEAH ELIZABETH HARMUTH, State Bar Number 267700, to practice law in California is cancelled and that her name is stricken from the roll of attorneys. LEAH ELIZABETH HARMUTH must comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order.

S208423

B230938 Second Appellate District, Div. 5

**FLAHERTY (VINCE) v. BANK
OF AMERICA, N.A.**

Publication request denied (case closed)

Chin, J., was recused and did not participate.

S208434

B240881 Second Appellate District, Div. 5

IN RE J.M.

Publication request denied (case closed)

S130495**MASTERS (JARVIS J.) ON
H.C.**

Motion denied

Petitioner’s Application to File Supplemental Brief in Excess of 2800 Words, filed on February 19, 2013, is denied.

S202037 B200831 Second Appellate District, Div. 3 **McWILLIAMS (JOHN W.) v.
CITY OF LONG BEACH**

Request for judicial notice granted

The City of Long Beach's request for judicial notice, filed February 27, 2013, is granted as to Exhibit A and is otherwise denied.

S208655 **DE LA TORRE ARAMBULA
(ELIZABETH Y.) ON
ADMISSION**

Order filed

The motion of the State Bar Committee of Bar Examiners to admit Elizabeth Y. De La Torre Arambula to the practice of law in California will be held in abeyance pending resolution of *In re Garcia on Admission*, S202512.

S208656 **ESPINO-PADRON (OSCAR)
ON ADMISSION**

Order filed

The motion of the State Bar Committee of Bar Examiners to admit Oscar Espino-Padron to the practice of law in California will be held in abeyance pending resolution of *In re Garcia on Admission*, S202512.

S208660 **ACCUSATION OF
MORTENSEN**

Petition denied (accusation)

S206663 **NADIM ON DISCIPLINE**

Petition for writ of review denied; disbarred

The petition for writ of review is denied.

The court orders that MOHAMMAD REZA NADIM, State Bar Number 129366, is disbarred from the practice of law in California and that his name is stricken from the roll of attorneys.

MOHAMMAD REZA NADIM must make restitution as recommended by the Hearing Department of the State Bar Court in its Decision filed on December 2, 2011. Any restitution owed to the Client Security Fund is enforceable as provided in Business and Professions Code section 6140.5, subdivisions (c) and (d).

MOHAMMAD REZA NADIM must also comply with California Rules of Court, rule 9.20, and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days,

respectively, after the effective date of this order.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.

S207485**MORA ON RESIGNATION**

Resignation accepted with disciplinary proceeding pending

The voluntary resignation with disciplinary charges pending of AUGUSTO ACHACOSO MORA, State Bar Number 137160, as a member of the State Bar of California is accepted. If AUGUSTO ACHACOSO MORA subsequently seeks reinstatement, the State Bar may consider all disciplinary charges that are currently pending against him.

AUGUSTO ACHACOSO MORA must comply with rule 9.20 of the California Rules of Court and perform the acts specified in subdivisions (a) and (c) of that rule within 30 and 40 calendar days, respectively, after the effective date of this order. Failure to do so may be considered in any future reinstatement proceeding.

Costs are awarded to the State Bar in accordance with Business and Professions Code section 6086.10 and are enforceable both as provided in Business and Professions Code section 6140.7 and as a money judgment.